



**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of  
Hidekuni MORIYA, et al.

Docket No: Q60961

Appln. No.: 09/674,638

Group Art Unit: 2624

Confirmation No.: 8917

Examiner: Stephen M BRINICH

Filed: November 2, 2000

For: IMAGE DATA BACKGROUND DETERMINING APPARATUS, IMAGE DATA  
BACKGROUND DETERMINING METHOD, AND MEDIUM RECORDING  
THEREON IMAGE DATA BACKGROUND DETERMINATION CONTROL  
PROGRAM

**STATEMENT UNDER 37 C.F.R. § 1.97(e)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED**

**JUL 16 2004**

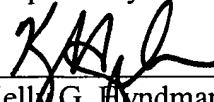
**Technology Center 2600**

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed  
concurrently herewith was first cited in any communication from a foreign patent office in a  
counterpart foreign application not more than three months prior to the filing of said Information  
Disclosure Statement.

Respectfully submitted,

  
\_\_\_\_\_  
Kelly G. Hyndman  
Registration No. 39,234

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: July 15, 2004